IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

-

WRIT PETITION NO : 19762 of 2005

Between:

Thotharamudi Nirmala Kumari, w/o late T.Satyanarayana,
r/o Bhatnavelli Village, New Colony, Amalapuram Mandal, East Godavari District.

..... PETITIONER

AND

The Secretary, Bar Council of State of Andhra Pradesh, High Court premises, Hyderabad.

.....RESPONDENT

THE HONOURABLE SRI JUSTICE K.C.BHANU

-

W.P.NO.19762 OF 2005

ORDER:

This writ petition is filed seeking a writ of Mandamus declaring the action of the respondent in issuing the impugned letter ROC.No.APWF 194/2005 dated 6-6-2005 in rejecting the death benefit application of the petitioner claiming the death benefits, welfare fund amount and other benefits as arbitrary and contrary to law, and consequently direct the respondent to pay the amount towards the welfare fund, death benefits and other benefits to the petitioner.

Heard the learned counsel for the petitioner and the learned counsel for the respondent.

The learned counsel for the petitioner contended that after sending the application, the petitioner's husband met with an accident and died. But as seen from the impugned proceedings, it is clear that the application of the petitioner's husband for admission under the Welfare Fund was received in the office of the Secretary, A.P.

Advocates Welfare Fund, after the death of the petitioner's husband on 4-1-2002. Therefore, the committee of the Welfare Fund Organization refunded the amount received from the Advocate. As such, the impugned order does not suffer from any legal infirmities so as to call for interference by this court since the application for admission was received after the death of the husband of the petitioner. The application was rightly rejected and there are no grounds to interfere.

The writ petition is accordingly dismissed. No order as to costs.

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K.C.BHANU,J

08-09-2005

Stp